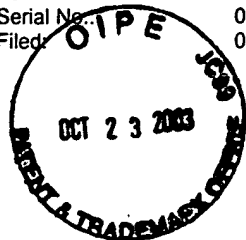


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
RESPONSE TRANSMITTAL

In re Application of: Quijano et al
 For: BIFURCATED BIOLOGICAL PULMONARY VALVED CONDUIT
 Serial No.: 09/605,118
 Filed: 06-28-2000



CERTIFICATE UNDER 37 CFR §1.8 I hereby certify that this **Response and Amendment Transmittal** and the paper(s), as described herein are being deposited with the United States Postal Service, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 20 day of October, 2003.

Barbara J. Lakanen
 Signature
 Barbara J. Lakanen
 Printed Name

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

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TECHNOLOGY CENTER R3700

Sir:

We are transmitting herewith the attached:

- ☒ Response Transmittal
- ☒ Response To Notice Of Non-Compliant Amendment
- ☒ Copy of Notice of Non-Compliant Amendment
- ☒ Revised Amendment
- ☒ Return Postcard

FEE CALCULATION:

FEE CALCULATION	No. of Claims Filed After Amendment	No of Claims Previously paid for	No. of Extra Claims	Rate	Fee
Total Claims				x 18	
Independent Claims				x 84	
Multiple Dependent Claims				+ 280	
TOTAL					

- ☐ Applicant hereby petitions for _____ months' extension of time. If an additional extension of time is required, please consider this petition therefor.
- ☐ Please charge Deposit Account No. 13-2546 \$ _____ for new claims and \$ _____ for extension of time for a **TOTAL OF \$0.00**
- ☒ Please charge any additional fees or credits to Deposit Account No. 13-2546 which may have been overlooked on this Amendment Transmittal with regard to this filing. A duplicate of this transmittal is enclosed.
- ☒ Applicant believes that no extension of time is required. However, if an extension of time is required, please consider this a petition therefor to provide for the possibility that applicant has inadvertently overlooked the need for an extension of time.

Date

10/17/2003

Daniel W. Latham
 Daniel W. Latham, Reg. No. 30,401
 Telephone: (763) 391-9661
 Customer No.: 27581

P 10220.01

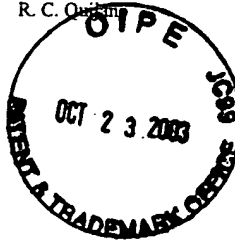


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/605,118	06/28/2000	R. C. Quinn	VENPROO.007C1	6405

27581 7590 09/24/2003
MEDTRONIC, INC.
710 MEDTRONIC PARKWAY NE
MS-LC340
MINNEAPOLIS, MN 55432-5604



EXAMINER

ART UNIT PAPER NUMBER

DATE MAILED: 09/24/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

DOCKET

BR 11-27-03 Amendment - and DWL
(Non-Compliant Amendment)

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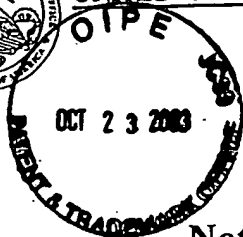
SEP 29 2003

LAW DEPARTMENT
MEDTRONIC, INC.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20231
www.uspto.gov



Paper No.

Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 8/29/03 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121, as amended on June 30, 2003 (see 68 Fed. Reg. 38611, Jun. 30, 2003). In order for the amendment document to be compliant, correction of the following omission(s) or provision is required. Only the section (1.121(h)) of the amendment document containing the omission or non-compliant provision must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted.

THE FOLLOWING CHECKED (X) ELEMENTS(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other _____
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____
- ☐ 3. Amendments to the drawings: _____
- ☐ 4. Amendments to the claims:
- ☒ A. A complete listing of all of the claims is not present.
 - ☐ B. The listing of claims does not include the text of all claims (incl. withdrawn claims)
 - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified.
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☐ E. Other: _____

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For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf>.

If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given **ONE MONTH** from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this **ONE MONTH** time limit is not extendable.

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION**, and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a **TIME PERIOD** of **ONE MONTH** from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.

Stephanie Byrce
Legal Instruments Examiner (LIE)



ocket No.: P-10220.01

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Quijano et al	Group Art Unit:	3738
Application No.:	09/605,118	Examiner:	Pellegrino, Brian E.
Filing Date:	06-28-2000	Due Date:	11-27-2003
For:	BIFURCATED BIOLOGICAL PULMONARY VALVED CONDUIT		

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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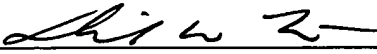
NOV 26 2003

Sir:

TECHNOLOGY CENTER R3700
In response to the Notice dated 08-29-2003, the applicant has submitted herewith a revised amendment which includes a complete listing of all of the claims. This revised amendment is believed to obviate the elements noted to be non-compliant in the notice. A copy of the Notice of Non-Compliant Amendment is enclosed herewith.

Respectfully submitted,

Date: 10/17/2003


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